



# CITY OF LODI

## COUNCIL COMMUNICATION

AGENDA TITLE: Communications ( March 4, 1992 through March 9, 1992)

MEETING DATE: March 18, 1992

PREPARED BY: Kirk J. Evans, Administrative Assistant to the City Manager

### RECOMMENDED ACTION:

#### AGENDA ITEM

J la, b

#### RECOMMENDATION

That the City Council by motion action deny the following verified claims filed against the City of Lodi and refer them back to the City's Contract Administrator, Insurance Consulting Associates, Inc. (ICA).

- a) Central California Traction Company, date of loss 12/17/90
- b) Pugh. Ahriel, date of loss, 9/1/91

BACKGROUND INFORMATION: Following review of these verified claims filed against the City of Lodi, the City Attorney and the City's Contract Administrator, Insurance Consulting Associates, Inc. (ICA) recommend that the City Council deny the subject claims and refer them back to ICA.

Additional information regarding these claims are contained in a Confidential envelope addressed to each Council Member.

FUNDING: None required.

Kirk J. Evans  
Administrative Assistant to the City Manager

KJE:tp

APPROVED

THOMAS A. PETERSON  
City Manager



recycled paper

CITY COUNCIL

JAMES W. PINKERTON, Mayor  
PHILLIP A. PENNINO  
Mayor Pro Tempore  
DAVID M. HINCHMAN  
JACK A. SIEGLOCK  
JOHN R. (Randy) SNIDER

CITY OF LODI

CITY HALL, 221 WEST PINE STREET  
P.O. Box 3006  
LODI, CALIFORNIA 95241-1910  
(209) 334-5634  
FAX (209) 333-6795

THOMAS A. PETERSON  
City Manager  
ALICE M. REIMCHE  
City Clerk  
BOB McNATT  
City Attorney

Notice of Claim Rejection

March 19, 1992

Richard J. Mitchell, Esquire  
Southern Pacific Railroad Transportation Company  
501 J Street, Suite 200  
Sacramento, CA 95814

Re: Central California Traction Company vs. City of Lodi

Dear Mr. Mitchell:

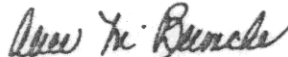
Notice is hereby given that the claim which you presented to the City on February 28, 1992. is rejected as of the date of this letter.

WARNING

Subject to certain exceptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on this claim. See Government Code Section 945.6. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

Please also be advised that, pursuant to Sections 128.5 and 1038 of the California Code of Civil Procedure, the City will seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Very truly yours,



Alice M. Reimche  
City Clerk

AMR/tp

cc: Insurance Consulting Associates, Inc.

REJECT/TXTA.TLP/GL

CITY COUNCIL

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BOB McNATT  
City Attorney

Notice of Claim Rejection

March 19, 1992

John E. Virge, Esquire  
A Professional Corporation  
721 Eleventh Street  
Sacramento, CA 95814

Re: **Ahriel Pugh**, a minor by and through Janine Clark vs. City of Lodi

Dear Mr. Virge:

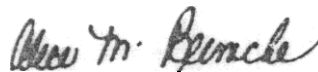
Notice is hereby given **that** the claim which you presented to the City on February 24, 1992, is rejected as of the date of this letter.

WARNING

Subject to certain exceptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on this claim. See Government Code Section 945.6. You **may** seek the advice of an attorney of your choice in connection with this matter. **If** you **desire** to consult with an attorney, you should do so **immediately**.

Please also be advised that, pursuant to Sections 128.5 and 1038 of the California Code of Civil Procedure, the City **will** seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Very truly yours,



Alice M. Reimche  
City Clerk

AMR/tp

cc: Insurance Consulting Associates, Inc.

REJECT/TXTA.TLP/GL